



EDMUND G. BROWN JR.  
GOVERNOR



MATTHEW RODRIGUEZ  
SECRETARY FOR  
ENVIRONMENTAL PROTECTION

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**State Water Resources Control Board**  
Division of Drinking Water

December 21, 2016  
Certified Mail/Return  
7012 3460 0003 1112 7642

Elk Creek Community Services District  
P.O. Box 189  
Elk Creek, CA 95939

Attention: Stan Drummond, President

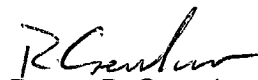
**Subject: Elk Creek Community Services District, Public Water System No. 1100616 – Citation No. 21-16C-028 for failure to maintain disinfectant residual in the distribution system.**

The Elk Creek Community Services District water system (System) is classified as a community water system. Per Section 64654(b)(2), Title 22, of the California Code of Regulations (CCR), the System is required to maintain detectable free chlorine in the distribution system. On December 13, 2016, Division staff tested four locations in the distribution system and found that there was no detection of free chlorine residual. Please read the Citation carefully, taking note of the directives within.

**Please be advised that the Division may impose civil penalties if the enclosed Citation directives are not addressed by the deadlines specified therein.**

Section 116577 of the Health and Safety Code allows the Water Board to be reimbursed by the public water system for costs incurred for preparing and issuing a compliance order. Currently, the hourly rate is approximately \$163.00 per hour.

If you have any questions please call Paul Rowe at (530) 224-4866 or contact me directly at (530) 224-4861.

  
Reese B. Crenshaw, P.E.  
Valley District Engineer  
DRINKING WATER FIELD  
OPERATIONS BRANCH

Enclosures

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FELICIA MARCUS, CHAIR | THOMAS HOWARD, EXECUTIVE DIRECTOR

364 Knollcrest Drive, Suite 101, Redding, CA 96002 | [www.waterboards.ca.gov](http://www.waterboards.ca.gov)

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**STATE OF CALIFORNIA**  
**STATE WATER RESOURCES CONTROL BOARD**  
**DIVISION OF DRINKING WATER**

10 **To:** Elk Creek Community Services District  
11 Attn: Stan Drummond, President  
12 P.O. Box 189  
13 Elk Creek, CA 95939  
14

15 **Issued:** December 21, 2016  
16 VIA CERTIFIED MAIL  
17  
18

19 **CITATION NO. 21-16C-028 FOR NONCOMPLIANCE**  
20 **with Title 22 California Code of Regulations**  
21 **Section 64654**  
22  
23

24 Section 116650 of the California Health and Safety Code (CHSC) authorizes the  
25 issuance of a citation for failure to comply with a requirement of the California Safe  
26 Drinking Water Act (CHSC, Division 104, Part 12, Chapter 4, commencing with  
27 Section 116270), or any regulation, standard, permit, or order issued thereunder.  
28

29 The State Water Resources Control Board, acting by and through its Division of  
30 Drinking Water (hereinafter "Division") and the Deputy Director for the Division,

1 hereby issues a citation to Elk Creek Community Services District for failure to  
2 comply with Section 64564(b)(2), Title 22, of the California Code of Regulations  
3 (CCR).

#### 4 5 **APPLICABLE AUTHORITIES**

6 See Attachment A for a list of the applicable authorities.

#### 7 8 **STATEMENT OF FACTS**

9 The Elk Creek CSD water system (hereinafter, "System") is a community water  
10 system located in Glenn County that supplies water for domestic purposes to  
11 approximately 300 people. The System uses treated surface water from the Stony  
12 Gorge Reservoir as its source of domestic water. The approved alternative filtration  
13 treatment technology utilizes a parallel train of 100 gpm contact clarifiers with  
14 buoyant media, followed by dual-media filtration.

15  
16 On December 13, 2016, the Division performed a site visit of the System. After  
17 testing the water at various locations throughout the System's distribution system,  
18 the Division found that none of the locations had a chlorine residual in the water.

#### 19 20 **DETERMINATIONS**

21 Based on the above Statement of Facts, The Division has determined that the  
22 System is in violation of Section 64654(b)(2) of the CCR, in that the System failed to  
23 keep a detectable free chlorine residual in the distribution system.

**DIRECTIVES**

The System is hereby directed to complete the following actions:

1. **Effective immediately**, the System shall take **daily** chlorine residual readings at the front drinking fountain located on the far north end of the office parking lot against the class room wall at Elk Creek Junior-Senior High School (3430 County Rd. 309, Elk Creek, CA). The daily residual readings for each month must be submitted to the Division **by the 10<sup>th</sup> day of the following month**.
2. **Effective immediately**, the System shall maintain a chlorine residual equal to or above 0.5 mg/L on a continual basis at this location until further notice by the Division.

All submittals required by this citation shall be addressed to:

Reese B. Crenshaw, P.E.  
Valley District Engineer  
Drinking Water Field Operations Branch  
Division of Drinking Water  
State Water Resources Control Board  
364 Knollcrest Drive, Suite 101  
Redding, CA 96002  
(530) 224-4800

Nothing in this citation relieves the System of its obligation to meet the requirements of Health and Safety Code, Division 104, Part 12, Chapter 4 (California Safe

1 Drinking Water Act), or any regulation, permit, standard or order issued or adopted  
2 thereunder.

3  
4 The Division reserves the right to make such modifications to this citation, as it may  
5 deem necessary to protect public health and safety. Such modifications may be  
6 issued as amendments to this citation and shall be effective upon issuance.

7  
8 **FURTHER ENFORCEMENT ACTION**

9 The California SDWA authorizes the Board to: issue a citation with assessment of  
10 administrative penalties to a public water system for violation or continued violation  
11 of the requirements of the California SDWA or any regulation, permit, standard,  
12 citation, or order issued or adopted thereunder including, but not limited to, failure to  
13 correct a violation identified in a citation or compliance order.

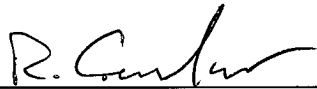
14  
15 The California SDWA also authorizes the Board to take action to suspend or revoke  
16 a permit that has been issued to a public water system if the system has violated  
17 applicable law or regulations or has failed to comply with an order of the Board; and  
18 to petition the superior court to take various enforcement measures against a public  
19 water system that has failed to comply with or violates an order of the Board. The  
20 Board does not waive any further enforcement action by issuance of this citation.

21  
22 **PARTIES BOUND**

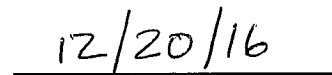
23 This citation shall apply to and be binding upon the System, its officers, directors,  
24 agents, employees, contractors, successors, and assignees.

**SEVERABILITY**

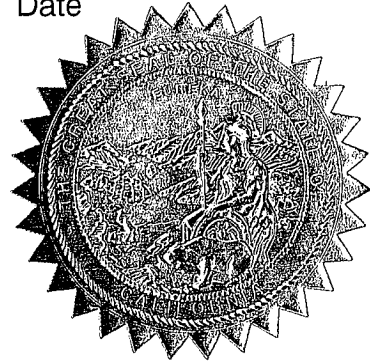
The directives of this citation are severable, and the System shall comply with each and every provision thereof notwithstanding the effectiveness of any other provision.



Reese B. Crenshaw, P.E., District Engineer  
Valley District  
Drinking Water Field Operations Branch



Date

**Attachments:**

Attachment A – Applicable Authorities

## ATTACHMENT A

### APPLICABLE AUTHORITIES

#### Section 116650 of the CHSC states:

- (a) If the division determines that a public water system is in violation of this chapter or any regulation, permit, standard, citation, or order issued or adopted thereunder, the division may issue a citation to the public water system. The citation shall be served upon the public water system personally or by certified mail. Service shall be deemed effective as of the date of personal service or the date of receipt of the certified mail. If a person to whom a citation is directed refuses to accept delivery of the certified mail, the date of service shall be deemed to be the date of mailing.*
- (b) Each citation shall be in writing and shall describe the nature of the violation or violations, including a reference to the statutory provision, standard, order, citation, permit, or regulation alleged to have been violated.*
- (c) A citation may specify a date for elimination or correction of the condition constituting the violation.*
- (d) A citation may include the assessment of a penalty as specified in subdivision (e).*
- (e) The division may assess a penalty in an amount not to exceed one thousand dollars (\$1,000) per day for each day that a violation occurred, and for each day that a violation continues to occur. A separate penalty may be assessed for each violation.*

**Section 64654 of the CCR states in relevant part:**

*(a) All approved surface water utilized by a supplier shall be provided with continuous disinfection treatment sufficient to insure that the total treatment process provides inactivation of Giardia lamblia cysts and viruses, in conjunction with the removals obtained through filtration, to meet the reduction requirements specified in section 64652(a).*

*(b) Disinfection treatment shall comply with the following performance standards:*

*(1) Water delivered to the distribution system shall not contain a disinfectant residual of less than 0.2 mg/l for more than four hours in any 24 hour period.*

*(2) The residual disinfectant concentrations of samples collected from the distribution system shall be detectable in at least 95 percent of the samples taken each month that the system serves water to the public, except as provided in subsection (c). At any sample point in the distribution system, the presence of heterotrophic plate count (HPC) at concentrations less than or equal to 500 colony forming units per milliliter shall be considered equivalent to a detectable disinfectant residual.*